

Interview Summary

Application No.

09/812,704

Applicant(s)

LEWIS ET AL.

Examiner

Luke Gilligan

Art Unit

3626

All participants (applicant, applicant's representative, PTO personnel):

(1) Luke Gilligan.

(3) Alex Kalinowski.

(2) Jeffrey Whittle.

(4) _____.

Date of Interview: 27 January 2004.

Type: a) ☐ Telephonic b) ☐ Video Conference

c) ☒ Personal [copy given to: 1) ☐ applicant 2) ☒ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☒ No.

If Yes, brief description: _____.

Claim(s) discussed: _____.

Identification of prior art discussed: Freeman, Jr. et al., U.S. Patent No. 6,012,035.

Agreement with respect to the claims f) ☐ was reached. g) ☐ was not reached. h) ☐ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: See below.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

Discussed the differences in the definition of the recited "ancillary" medical procedures and costs vs. the medical procedures & costs directly performed by the physician as discussed by the applied prior art. The Examiner agreed that such a difference ~~appears to~~^{do} distinguish over the applied prior art. Changes to the claims to reflect such a definition were also discussed. However the Examiner will need to update the search in light of such changes.

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.

Examiner's signature, if required

Luke Gilligan
Primary Examiner
A.U. 3626

PTOL-413A (08-03)
Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Applicant Initiated Interview Request Form

Application No: 09/812,704

Examiner: Gilligan

First Name Applicant: Lewis

Art Unit: 2161 Status of Application: pending

Tentative Participants:

(1) Examiner Gilligan (SPE)

(2) Jeffrey Whittle

(3) Joseph Thomas (Supervisor)

(4)

Proposed Date of Interview: 1/27/2004

Proposed Time: 2:00 (PM)

Type of Interview Requested:

(1) ☐ Telephonic(2) ☒ Personal(3) ☐ Video
ConferenceExhibit To Be Shown or Demonstrated
If yes, provide brief description:☐ YES☒ NO

Issues To Be Discussed

Issues (Rej., Obj., etc.)	Claims/ Fig. #s	Prior Art	Discussed	Agreed	Not Agreed
(1) Issues from last interview summary			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(2) Freeman not being a 102 reference			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(3) No evidence of motivation to combine Freeman with Segal or Glass absent applicant's disclosure			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(4) Other issues related to Claims 1-56			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Continuation Sheet Attached					

Brief Description of Arguments to be Presented:

An Interview was conducted on the above-identified application on:

NOTE:

This form should be completed by applicant and submitted to the examiner in advance of the interview (see MPEP § 713.01).

This application will not be delayed from issue because of applicant's failure to submit a written record of this interview. Therefore, applicant is advised to file a statement of the substance of this interview (37 CFR 1.133(b)) as soon as possible.

(Applicant/Applicant's Representative Signature)

(Examiner/SPE Signature)

This collection of information is required by 37 CFR 1.133. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.